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*Attorney for Plaintiff*

6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 WAYNE WOLF, An Individual

) CASE NO. **2:18-cv-139**

9 Plaintiff,

) **ORDER GRANTING STIPULATION TO**

) **VACATE DISMISSAL ORDER AND**

10 ) **JUDGMENT, RESET HEARING, AND**

11 ) **REFERRING MATTER TO MAGISTRATE**

12 ) **JUDGE TO RESCHEDULE EARLY NEUTRAL**

) **EVALUATION**

13 NEVADA PROPERTY 1 LLC, a Foreign

Limited Liability Company d/b/a THE

14 COSMOPOLITAN OF LAS VEGAS,

DOES I-X, ROE CORPORATIONS I-X.

15 Defendants.

) [ECF No. 12]

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19 COMES NOW, the Plaintiff, WAYNE WOLF (“Wolf”), by and through his attorney,  
20 JENNY L. FOLEY, Ph.D., ESQ., of the law firm HKM EMPLOYMENT ATTORNEYS LLP,  
21 and Defendant, NEVADA PROPERTY 1 LLC (“NEVADA PROPERTY”), by and through its  
22 attorney, LISA A. MCCLANE, ESQ., of JACKSON LEWIS P.C., hereby stipulate and agree  
23 as follows:  
24

25 1. That the Court vacate its Order Granting Unopposed Motion to Dismiss and re-  
26 set a time for the hearing on the Defendant’s Motion to Dismiss. The reason for this request is  
27 that the parties had agreed to stipulate to extend the time for Opposition of the Motion to  
28

1 Dismiss until April 5, 2018. The underlying stipulation was based on Plaintiff's counsel having  
2 a family emergency which necessitated the extension of time. Unfortunately, in the ensuing  
3 time frame, due to the foregoing family emergency and an unusually heavy schedule, counsel  
4 was unable to coordinate and submit a stipulation prior to the court entering the order.  
5

6 2. The parties further stipulate and agree that the Plaintiff's Opposition to the  
7 Motion to Dismiss will be due on April 5, 2018. The hearing on the Motion to Dismiss should  
8 be moved to May 7, 2018 or May 14, 2018, but not the 21<sup>st</sup> of May, 2018 (as defense counsel  
9 is in trial), or as soon thereafter as the court may entertain the Motion to Dismiss.

10 3. The parties further stipulate and agree that the Early Neutral Evaluation should  
11 be re-set to some date after May 22, 2018 at the Court's convenience. The parties note that the  
12 ENE was previously set for May 31, 2018 which remains convenient for all parties.  
13

14 Dated this 5<sup>th</sup> day of April 2018.

Dated this 5<sup>th</sup> day of April 2018.

15 **HKM Employment Attorneys LLP**

**Jackson Lewis P.C.**

16  
17 /s/ Jenny L. Foley  
18 Jenny L. Foley, Esq.  
19 Nevada Bar No. 9017  
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20 Las Vegas, Nevada 89104  
*Attorney for Plaintiff*


/s/ Lisa A. McClane  
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Las Vegas, NV 89169  
*Attorneys for Defendant*

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U.S. District Judge Jennifer A. Dorsey